**MINUTES**

**WEST VIRGINIA BOARD OF EDUCATION**

**Capitol Building 6, Suite 600**

**1900 Kanawha Boulevard, East**

**Charleston, West Virginia**

**April 13, 2022**

**I. Call to Order**

Following the welcome and Pledge of Allegiance, President Miller L. Hall called the meeting of the West Virginia Board of Education (WVBE) to order at 9:00 a.m. on April 13, 2022, in Capitol Building 6, Suite 600, 1900 Kanawha Boulevard, East, Charleston, West Virginia.

The following members were present: President Hall, Thomas W. Campbell, Robert W. Dunlevy, L. Paul Hardesty, F. Scott Rotruck, Daniel D. Snavely, Debra K. Sullivan, Nancy J. White, James S. Wilson (via telephone), and ex officio W. Clayton Burch, State Superintendent of Schools. Member absent was ex officio Sarah Armstrong Tucker, Chancellor, West Virginia Higher Education Policy Commission and West Virginia Council for Community and Technical College Education.

**II. Approval of Agenda**

President Hall called for a motion to approve the agenda. Mr. Dunlevy moved, and Mrs. Sullivan seconded, that the agenda be approved. Upon the call for the question, the motion was carried unanimously.

**III. Recognitions**

The Board recognized 2021 West Virginia Milken Educator, Ms. Heather Haught, teacher at McNinch Primary School (Marshall County). In attendance for the recognition were: Ms. Stephanie Bishop, Vice President, Milken Educator Awards, Dr. Shelby Haines, Superintendent, Marshall County, and Ms. Jane Duffy, Principal, McNinch Primary School.

**IV. Delegations**

Ms. Priscilla Bennett (distributed information), student at Fairmont State University, presented her senior thesis entitled, *CTE Completers and Weighted Grading Policy Memorandum*, for the Board’s consideration. Mr. David Gladkosky, Executive Director, West Virginia Professional Educators (WVPE), provided information regarding two WVPE mini-grants awarded to members and how the projects are enhancing the classroom. Mr. Fred Albert, President, American Federation of Teachers-West Virginia, spoke regarding a survey of parents regarding the quality of education offered in public schools. Mr. Dale Lee, President, West Virginia Education Association, addressed the Board regarding the mental and emotional well-being of students and educators, WVDE’s Grow Your Own initiative, putting respect back in education, and educating the public on how the constitutional amendment will affect education.

**V. Strategic Plan Update**

**West Virginia Schools of Diversion and Transition**

Mr. Jacob Green, Superintendent (distributed information), West Virginia Schools of Division and Transition, provided an update regarding the 2021 Strategic Plan goals and objectives. (Copy appended to Official Minutes, Attachment U.)

**VI. Consent Agenda**

President Hall called for a motion to approve the Consent Agenda. Mr. Campbell moved, and Mr. Dunlevy seconded, that the Consent Agenda be approved. Upon the call for the question the motion was carried unanimously. (Copies appended to Official Minutes, Attachments A through P.)

* Approved March 9, 2022, WVBE minutes (Attachment A)
* Received WVDE personnel matters (Attachment B)
* Approved two requests for waivers of Policy 2510: 1) Harrison County Board of Education’s request for a waiver of Policy 2510, section 6.3, for Liberty, Lincoln, and United High Schools, for school years 22-23 and 23-24 with the provisions stated in Attachment C; and 2) Morgan County Schools’ request for a waiver of Policy 2510, Appendix B:  *Training Required in Policy 2510*, for a teacher of AP® Psychology at Berkeley Springs High School for school year 22-23 with the caveat that the teacher must attend Summer 2023 AP® training (Attachment C)
* Approved Tucker County Board of Education’s dual credit policy (Attachment D)
* Approved Employment of Substitute Teachers in Areas of Critical Need and Shortage policies for Hancock and Webster Counties (Attachment E)
* Approved Employment of Substitute Teachers in Areas of Critical Need and Shortage Affidavits from Boone (14), Cabell (one), Calhoun (one), Fayette (eight), Hancock (two), Harrison (one), Jefferson (one), Kanawha (six), Lewis (one), Raleigh (two), Randolph (five), and Webster (eight) for submission to the Consolidated Public Retirement Board (Attachment F)
* Approved the Hancock County Board of Education request to amend their 2020-2030 Comprehensive Education Facilities Plan (CEFP) to include classroom additions, HVAC replacements, and athletic improvements at multiple schools within the county (Attachment G)
* Approved the Putnam County Board of Education request to amend their 2020‑2030 CEFP to include the addition of college and career-ready classrooms to Poca High School (Attachment H)
* Approved the Raleigh County Board of Education request to amend their 2020‑2030 CEFP to include a new gymnasium and career technical education classroom at Park Middle School (Attachment I)
* Accepted the West Virginia Educator Preparation Program Review Board’s recommendation of approval of West Virginia University-Parkersburg’s addition of a Clinical Teacher of Record Program with Tyler County (Attachment J)
* Approved the application for iTeach to provide the iTeachWESTVIRGINIA program consisting of coursework substantially aligned to INTASC as adequate pursuant to meeting requirements of W. Va. Code §18A‑3‑2a(a)(1)(C) (Attachment K)
* Approved the West Virginia Licensure Testing Directory (Attachment L)
* Approved Policy 2417, Regulations and English Language Proficiency Standards for English Learners and Alternate English Language Proficiency Standards for English Learners with Significant Cognitive Disabilities, effective 30 days from filing (Attachment M)
* Approved Policy 2315, Comprehensive School Counseling Model, for placement on public comment for 30 days(Attachment Mc)
* Approved Policy 2340, West Virginia Measures of Academic Progress, for placement on public comment for 30 days(Attachment N)
* Approved Policy 2419, Regulations for the Education of Students with Exceptionalities, for placement on public comment for 30 days(Attachment O)
* Approved Policy 5500, Professional Learning for West Virginia Educators, for placement on public comment for 30 days(Attachment P).

**VII. Update: AAAA Basketball Classification**

Mr. Bernie Dolan, Executive Director, West Virginia Secondary School Activities Commission, provided an update regarding the two-year trial period of the AAAA basketball classification and future changes that will be driven by enrollment.

**VIII. Break**

President Hall called for a break at 10:35 a.m.

**IX. Call to Order**

President Hall called the meeting back to order at 11:00 a.m.

**X. Superintendent Report**

Superintendent Burch provided updates regarding the Academic Showdown, Arts Alive (May 6), early learning funding to be made available to counties; assisted by Dr. Carla Warren (distributed information), Director, WVDE Educator Development and Support Services, provided information regarding the TeachWV Grow Your Own initiative and partnerships with other agencies; availability of Title IV grants to schools participating in national/international competitions, Math for Life Grants, addition of schools in Boone, Logan, Marshall, Monroe, Randolph, and Webster Counties to the Communities In Schools initiative; assisted by Mr. Drew McClanahan (distributed information), Director, Government Relations, provided an overview of the 2022 Green Book, *Summary of Public Education Bills Enacted During the 2022 Regular Session*, Mr. Craig Bowden, Kanawha County parent, addressed the Board regarding the importance of Senate Bill 261, *requiring video cameras in certain special education classrooms*,and Ms. Heather Hutchens, WVDE General Counsel, addressed the Board regarding investigation of complaints against educators and efforts to ensure student safety; announced that a finance update and one year review of the West Virginia Schools for the Deaf and the Blind (WVSDB) will take place in May; and assisted by Ms. Stephanie Abraham, Attorney, WVDE Legal Services, provided an update regarding WVSDB facilities. (Copies appended to Official Minutes, Attachment V.)

**XI. Short Line School (Wetzel County) Special Circumstance Review Report**

Ms. Charlene Coburn (distributed information), Accountability Officer, WVDE Office of Support and Accountability, presented the Short Line School (Wetzel County) Special Circumstance Review Report for the Board’s consideration. Ms. Tammy Wells, Superintendent, Wetzel County Schools, and Mr. Brian Price, President, Wetzel County Board of Education, addressed the Board regarding the report and progress toward correcting deficiencies.

Following discussion, Mr. Campbell moved, and Ms. White seconded, that the Short Line School (Wetzel County) Specific Circumstance Review Report be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment Q.)

**XII. Resolution for *Purple Up* *Month* and Military Signing Week**

Dr. Warren provided brief remarks regarding *Purple Up* *Month* and introduced Mr. Robert Mellace, Coordinator, WVDE Educator Development and Support Services, who provided more in-depth information regarding *Purple Up Month*, educational opportunities for military children, recruiting members of the military to become teachers, and presented a resolution for *Purple Up* *Month* for the Board’s consideration. Major General William E. Crane, Adjutant General, West Virginia National Guard, sent a video message and Sergeant First Class Steven Queen, West Virginia National Guard, was present for the presentation.

Following discussion, Mr. Campbell moved, and Mrs. Sullivan seconded, that the resolution for *Purple Up* *Month* and Military Signing Week be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment R.)

**XIII. WVBE Personnel Matters and Litigation Updates in**

**Travis Beaver, et al. v. Riley Moore, et al., Civil Action Numbers 22-P-24,**

**22-P-25, and 22-P-26; and B.P.J. by her next friend and mother,**

**Heather Jackson v. WVBE, et al., Civil Action No. 2:21-cv-00316**

**Executive Session**

President Hall called for a motion to enter in executive session. Mr. Campbell moved, and Mrs. Sullivan seconded, that the Board enter in executive session for WVBE personnel and/or legal matters as provided in W. Va. Code §6-9A-4(b)(2)(A) [personnel exception] and/or §6-9A‑4 [matters involving attorney‑client privilege per *Peters v. County Commission*, 205 W. Va. 481 (1999)]. Upon the call for the question the motion was carried; the Board moved into executive session at 12:55 p.m.

**XIV. WVBE Personnel Matters and Litigation Updates in**

**Travis Beaver, et al. v. Riley Moore, et al., Civil Action Numbers 22-P-24,**

**22-P-25, and 22-P-26; and B.P.J. by her next friend and mother,**

**Heather Jackson v. WVBE, et al., Civil Action No. 2:21-cv-00316**

**Return from Executive Session**

President Hall announced that the Board had returned from executive session at 2:29 p.m. with no action.

President Hall called for a motion to approve the Board’s personnel attachment. Mr. Campbell moved, and Ms. White seconded, that the personnel attachment be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment S.)

**XV. WVBE Member Updates**

Mrs. Sullivan worked with WVDE staff on three policies, read a book to students at Holtz Elementary, visited with National Board Certified teachers during a recognition event, attended a meeting of West Virginia Commission for Professional Teaching Standards, and visited the site of the new Herbert Hoover High School. Mr. Rotruck served as moderator at a session of the Bridging Innovation Conference and announced a Focus Forward Conference later this month; Mr. Campbell listened to a recent West Virginia Public Education Collaborative meeting and noted that today is Thomas Jefferson’s birthday. Dr. Wilson attended a meeting of the Marshall County Board of Education.

**XVI. Requests for Information**

Mr. Campbell requested consideration be given to taking meetings back on the road once COVID is no longer an issue. President Hall requested an update on Lincoln County facilities. Mrs. Sullivan requested that the Board discuss at the May meeting information comparing the requirements in W. Va. Code as well as Board policy that impact home schooling, private schooling, charter public schools, micropods, and microschools inclusive of personnel, attendance, achievement, curriculum and instruction, safety, health, transportation, nutrition, special education, etc.; dual credit vs. Advanced Placement inclusive of teacher credentials, testing, costs, transfer for college credit, etc.; and, career technical education partnerships and internships.

**XVII. Future Meetings**

President Hall announced that the next regular meeting of the WVBE will be held May 11, 2022, at 9:00 a.m., in Charleston, West Virginia.

**XVIII. Adjourn**

President Hall called for a motion to adjourn. Ms. White moved, and Mr. Campbell seconded, that the meeting be adjourned. Upon the call for the question the meeting was adjourned at 2:39 p.m.

**Minutes approved by the Board on May 11, 2022.**

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**Miller L. Hall, President**

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**Thomas W. Campbell, Vice President**

Minutes were recorded by

Virginia M. Harris

Secretary to the Board

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